IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6147 of 2007()

CMP.5021/2007 of J.M.F.C.-II, CHENGANNUR
.....
(C.R. NO.156 OF 2007 OF EXCISE RANGE OFFICE, CHENGANNUR)

PETITIONER/ACCUSED:

SUGATHAN, S/O CHELLAPPAN,
AGED 45 YEARS, PALAMOOTTIL,
SUJALAYAM VEEDU, KADAMBUR MURI,
ENNAKKADU VILLAGE, CHENGANNUR TALUK.

BY ADV. SRI.K.JAYARAJ

RESPONDENT: COMPLAINANT:

KERALA STATE, REPRESENTED BY
EXCISE INSPECTOR, EXCISE RANGE OFFICE,
CHENGANNUR THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R.BASANT, J

B.A.No.6147 of 2007

Dated this the 10th day of October, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 700 ml of arrack on 24.09.2007. He was arrested on that date and continues in custody from that date. The learned Public Prosecutor submits that against the petitioner an earlier crime was registered under the Abkari Act alleging possession of 1 litre of arrack.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-